

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
STATESVILLE DIVISION  
CRIMINAL DOCKET NO. 5:10cr26-1-RLV**

UNITED STATES OF AMERICA )  
vs. )  
ANTONIO RIVERA CRUZ )  
Defendant. )  
\_\_\_\_\_  
)

**THIS MATTER** is before the Court on the Opinion of the Fourth Circuit Court of Appeals, filed March 14, 2012<sup>1</sup>, remanding this case for re-sentencing.

**IT IS, THEREFORE, ORDERED THAT:**

- 1) This matter is hereby scheduled for re-sentencing on **Monday, May 7, 2012, at 2 PM**, in the United States Courthouse, 200 West Broad Street, 2<sup>nd</sup> floor Courtroom, Statesville, North Carolina;
- 2) The United States Marshal is directed to return Defendant to the Western District of North Carolina on or before April 27, 2012; and
- 3) A copy of this Order shall be sent to the Defendant, Defense Counsel, United States Attorney, United States Marshal Service, United States Probation Office.

Signed: March 23, 2012



Richard L. Vosler

Richard L. Voorhees  
United States District Judge



<sup>1</sup> Mandate filed on March 15, 2012.